

February 28, 1977

LB 491, 492, 38

amount that is authorized by the Constitution and by statute and I move that it be advanced to E & R Initial.

SPEAKER LUEDTKE: Senator Marvel, did you wish to speak on this bill. All right. Is there any other discussion on LB 491? If not, the motion is to advance to E & R Initial. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 29 ayes, 1 nay, 17 present and not voting, 2 absent and not voting.

SPEAKER LUEDTKE: LB 491 is advanced to E & R Initial and, Senator Warner, I assume your motion goes to all three of these bills for expediting. Do you want to make a motion this time? It will be understood it goes to all three bills. We will, then, take up LB 492.

CLERK: LB 492. Read title. There are no committee amendments or other amendments pending.

SPEAKER LUEDTKE: The Chair recognizes Senator Warner.

SENATOR WARNER: Mr. President, again this is the salary bill for the other constitutional officers again required by Constitution to be a separate appropriation and it covers the Supreme Court, the District Court, the Governor, the Lieutenant Governor, the Secretary of State, Auditor, Attorney General, State Treasurer, Public Service Commission and the Tax Commissioner's office, which is also a constitutional office and has to be a separate appropriation. I call your attention that in the case of the Judges' salaries, this bill does reflect the passage of salaries of LB 76 of the last session. It does not reflect the deficiency which may be necessary yet this session that will be handled in a separate bill. This is only for the salaries commencing July 1, 1977.

SPEAKER LUEDTKE: Any discussion on LB 492? If not, the motion is to advance LB 492 to E & R Initial. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 26 ayes, 0 nays, 21 present and not voting, 2 absent and not voting.

SPEAKER LUEDTKE: LB 492 is advanced to E & R Initial. We will now move on to the other matter of the special order of the day which is the beginning of the one hour per day debate on the Criminal Code beginning with LB 38 and so, Mr. Clerk, if you will read the title to LB 38. Before we do, Senator Mills, for what purpose do you arise?

SENATOR MILLS: A question of the Chair, Mr. Chairman or Mr. President, I am still concerned about the DeCamp motion that prevailed and on Page 421 of the Journal Senator Lewis' motion amending the DeCamp amendment stated that all appropriation bills be held to March 15th. I am not trying to do that. I am trying to clarify an area there, Mr. President, and the procedure was, as Senator DeCamp presented on 412, was the policy to be put into effect by the Legislature or to be put into effect by the Speaker, so I am wondering, does the Speaker always have the determination of this?

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